

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application Number : 10/771,284 Confirmation No.: 3238
Applicant : Richard ASSAKER, et al.
Filed : February 5, 2004
Title : BONE PLATE ASSEMBLY
TC/Art Unit : 3733
Examiner: : Jerry L. Cumberledge

Docket No. : 64118.000046
Customer No. : 21967

MAIL STOP AMENDMENT
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

INFORMATION DISCLOSURE STATEMENT

Sir:

In accordance with 37 C.F.R. §§ 1.97 and 1.98, and in compliance with the duty of disclosure set forth in 37 C.F.R. § 1.56, applicants submit attached Form PTO-SB/08A (modified) for consideration and request the references cited therein be made of record by the U.S. Patent and Trademark Office in the above-captioned application.

In accordance with 37 C.F.R. § 1.98(a)(2)(ii), copies of cited U.S. patents and/or U.S. patent application publications under 35 U.S.C. § 371, are not being provided. In addition, pursuant to 37 C.F.R. § 1.98(d), copies of the references are not being provided because they were cited in Information Disclosure Statements submitted in U.S. Application No. 10/693,604, from which the present application claims the benefit of priority under 35 U.S.C. § 120.

Applicants respectfully point out that the submission of the listed references in this Information Disclosure Statement is not an admission that they are prior art or that they are material to patentability of any claims of the application. Also, the submission of this Information Disclosure Statement is not an indication that a search has been made by Applicants.

Consideration of the foregoing plus the prompt return of a copy of the enclosed Form SB/08A with the Examiner's initials in the left column in accordance with MPEP 609 are respectfully requested.

This Information Disclosure Statement is being submitted after the mailing of a non-final Office Action, but is believed to be prior to a final Office Action or a Notice of Allowance. Pursuant to 37 C.F.R. § 1.97(c)(2), a check in the amount of \$180.00 as set forth in § 1.17(p) is enclosed. In the event any variance exists between the amount enclosed and the Patent Office charges, please charge or credit any difference to the undersigned's Deposit Account No. 50-0206.

Respectfully submitted,

HUNTON & WILLIAMS LLP

Dated: 12/5/06

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Substitute for form 1449A/PTO

INFORMATION DISCLOSURE STATEMENT BY APPLICANT

(use as many sheets as necessary)

Application Number

10/771,284

Filing Date

February 5, 2004

First Named Inventor

Richard ASSAKER, et al.

Art Unit

3733

Examiner Name

Jerry L. Cumberledge

Sheet

1 of 3

Attorney Docket Number

64118.000046

U.S. PATENT DOCUMENTS

[illegible]

EXAMINER SIGNATURE

DATE CONSIDERED

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

Substitute for form 1449/PTO

INFORMATION DISCLOSURE STATEMENT BY APPLICANT

(use as many sheets as necessary)

Application Number

10/771,284

Filing Date

February 5, 2004

First Named Inventor

Richard ASSAKER, et al.

Art Unit

3733

Examiner Name

Jerry L. Cumberledge

Sheet

2 of 3

Attorney Docket Number

64118.000046

FOREIGN PATENT DOCUMENTS

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Substitute for form 1449/PTO INFORMATION DISCLOSURE STATEMENT BY APPLICANT <i>(use as many sheets as necessary)</i>		Application Number	10/771,284
		Filing Date	February 5, 2004
		First Named Inventor	Richard ASSAKER, et al.
		Art Unit	3733
		Examiner Name	Jerry L. Cumberledge
Sheet	3 of 3	Attorney Docket Number	64118.000046

OTHER DOCUMENTS - NON-PATENT LITERATURE DOCUMENTS				
*Examiner Initials	Cite No.	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published	TRANSLATION	
			YES	NO
	5.	Edward C. Benzel and Hansen Yuan, "DOC Ventral Cervical Stabilization System," pp. 1-8 AcroMed (1998).	<input type="checkbox"/>	<input type="checkbox"/>
	6.	"DOC Ventral Cervical Stabilization System, Ordering Information for Implants and Instruments," pp. 1-8 AcroMed (1998).	<input type="checkbox"/>	<input type="checkbox"/>
	7.	Hansen Yuan and Edward Benzel, "AcroMed Surgeon-Driven Spinal Solutions, DOC Ventral Cervical Stabilization System," pp. 1-3 Acromed (1998).	<input type="checkbox"/>	<input type="checkbox"/>
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